

Message Text

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44

ACTION ARA-10

INFO OCT-01 ISO-00 CIAE-00 DODE-00 PM-03 H-02 INR-07 L-03

NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15 AID-05 EB-07

CIEP-01 TRSE-00 STR-04 OMB-01 CEA-01 ACDA-05 NSCE-00

SSO-00 USIE-00 INRE-00 IO-10 ARAE-00 (ISO) W

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O R 240631Z JUL 75

FM AMEMBASSY SAN JOSE

TO SECSTATE WASHDC IMMEDIATE 903

INFO ALL OAS CAPITALS 003

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USDEL 030

FOR USOAS, ARA AND L-MARK FELDMAN

E.O. 11652: N/A

TAGS: OCON, OAS

SUBJECT: SAN JOSE CONFERENCE - RIO TREATY, COLLECTIVE ECONOMIC
SECURITY

REF: GANTZ - FELDMAN TELECON (JULY 23, 1975)

MAILLIARD - ROGERS TELECON (JULY 23, 1975)

1. SUMMARY. CEESI ARTICLE 10 ON COLLECTIVE ECONOMIC
SECURITY ADOPTED AFTERNOON JULY 23 AFTER LONG DEBATE,
20-1-0. LAST MINUTE EFFORTS BY CHILE AND BRAZIL TO
SUGGEST COMPROMISE LANGUAGE COULD HAVE SUCCEEDED ONLY WITH
USDEL SUPPORT. USDEL MADE BRIEF STATEMENT REPORTED
SEPTEL; RESULT WAS DISAPPOINTMENT ON PART OF SOME BUT
THERE APPEAR TO BE NO HARD FEELINGS. CHILEANS HAVE INDICATED
WILLINGNESS TO MAKE A NEW EFFORT AT COMPROMISE IN PLENARY.
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TEXT PROPOSED U.S. RESERVATION SUBMITTED FOR DEPARTMENT'S

APPROVAL. END SUMMARY.

2. DISCUSSION OF COLLECTIVE ECONOMIC SECURITY CONSUMED ALL OF MORNING AND MORE THAN AN HOUR OF AFTERNOON SESSION. PERU, PANAMA, ECUADOR STRONGLY SUPPORTED ARTICLE 10, REFERRING, INTER ALIA, TO DRAFT PERUVIAN CONVENTION ON SUBJECT. OTHER DELEGATIONS ALSO SPOKE, SEVERAL ALSO REFERRING TO PERUVIAN DRAFT. HOWEVER, BRAZIL, CHILE, VENEZUELA, GUATEMALA, MEXICO ALL INDICATED IN VARYING DEGREES WILLINGNESS TO WORK FOR COMPROMISE LANGUAGE IF USG PREPARED TO DO SO AS WELL. BRAZIL'S PROPOSAL (PARA. 3 BELOW) MIGHT HAVE BEEN ACCEPTABLE TO US HAD WE CONSIDERED IT ADVISABLE TO SEEK COMPROMISE; ALTHOUGH PERU AND FRIENDS WOULD NOT HAVE BOUGHT IT WE BELIEVE IT HAD ABOUT 50-50 CHANCE OF PASSAGE.

3. "THE HIGH CONTRACTING PARTIES RECOGNIZE THAT, FOR THE MAINTENANCE OF PEACE AND SECURITY IN THE HEMISPHERE, THE COLLECTIVE ECONOMIC SECURITY FOR DEVELOPMENT OF THE MEMBER STATES SHOULD ALSO BE GUARANTEED, THROUGH MECHANISMS THAT THE STATES MAY CONSIDER ADEQUATE."

4. FEW OF DELEGATIONS' STATEMENTS NOTABLE. PERU, HOWEVER, ARGUED THAT RATIFICATION OF THE PROTOCOL BY THE UNITED STATES WITH A RESERVATION WAS ACCEPTABLE PRECISELY BECAUSE USG REFUSAL TO ABIDE BY ARTICLE 10 WOULD HAVE NO EFFECT ON OUR COMPLIANCE WITH OTHER PROVISIONS OF TREATY. MEXICO ASKED THAT USDEL CONSIDER POSSIBILITY OF STATEMENT OR DECLARATION OTHER THAN FORMAL RESERVATION. AFTER CHANGE TO PHRASE "COLLECTIVE ECONOMIC SECURITY FOR DEVELOPMENT" ARTICLE PASSED WITH ONLY US VOTING AGAINST.

5. AFTER SESSION, CHILEAN DELEGATION PRESENTED US WITH NEW ALTERNATIVE, AND INDICATED WILLINGNESS TO INTRODUCE IT IN PLENARY IF IT ACCEPTABLE TO US. WE PROMISED TO SEND IT TO WASHINGTON, BUT INDICATED IT HIGHLY UNLIKELY THAT WE COULD ACCEPT IT, NOTING INCLUSION OF WORD "INSTRUMENTS." CHILE ARGUED DURING SESSION AND AFTERWARDS THAT "INSTRUMENTS" DOES NOT NECESSARILY MEAN A TREATY, BUT COULD INCLUDE RESOLUTION OR OTHER DOCUMENT. TEXT WOULD BE A SECOND PARAGRAPH TO ARTICLE 1, AND READ AS FOLLOWS: "THE HIGH CONTRACTING PARTIES LIMITED OFFICIAL USE

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RECOGNIZE, AT THE SAME TIME, THAT COLLECTIVE ECONOMIC SECURITY FOR DEVELOPMENT IS THE INDISPENSIBLE GUARANTY OF POLITICAL SECURITY AND THAT, FOR THIS REASON, IT SHOULD BE ESTABLISHED BY MEANS OF THE INSTRUMENTS THAT THE CONTRACTING PARTIES CONSIDER ADEQUATE."

6. PROPOSED RESERVATION IS AS FOLLOWS: "DECLARATION OF THE UNITED STATES. THE UNITED STATES, IN SIGNING THIS PROTOCOL

AS AMENDMENT TO THE INTER-AMERICAN TREATY OF RECIPROCAL
ASSISTANCE, ACCEPTS NO OBLIGATION OR COMMITMENT TO NEGOTIATE,
SIGN OR RATIFY A TREATY OR CONVENTION ON THE SUBJECT OF
COLLECTIVE ECONOMIC SECURITY." DEPARTMENT'S COMMENTS/
CLEARANCE REQUESTED.

7. SUGGEST DEPARTMENT, IF QUERIED, EMPHASIZE GERMANENESS
ISSUE AS BASIS FOR VOTE, AS WELL AS FACT THAT US POSITION
WELL UNDERSTOOD BY OTHER DELEGATIONS.
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